

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

DR 2000-015249

11/30/2012

HONORABLE JANICE CRAWFORD

CLERK OF THE COURT

J. Escarcega

Deputy

IN RE THE MATTER OF
AMBER M OLSEN

AMBER M OLSEN
903 N CALIFORNIA ST
203
COOLIDGE AZ 85128

AND

AARON M HAYNES

AARON M HAYNES
1081 N PARKSIDE DR APT C-417
TEMPE AZ 85281

PARENTING SKILLS PROGRAM
HOLLY JUDGE
1757 E BASELINE RD
BLDG 2 STE 106
GILBERT AZ 85233

MINUTE ENTRY

Courtroom 703 – Central Court Building

11:02 a.m. This is the time set for a Return Hearing regarding Petitioner's Petition to Modify Child Parenting Time or Parenting Time and Child Support filed November 14, 2011. Petitioner is present on her own behalf. Respondent is present on his own behalf.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Petitioner Amber M. Olsen and Respondent Aaron Haynes are sworn.

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Court Appointed Advisor Holly Judge is sworn telephonically.

Discussion is held.

Petitioner requests that the Court remove Intervenor/Paternal Grandmother since she no longer lives in the State of Arizona.

IT IS ORDERED taking the Petitioner's Petition to Modify Child Parenting Time or Parenting Time and Child Support matter under advisement.

IT IS FURTHER ORDERED affirming the Orders contained in the Minute Entry dated July 20, 2009, except that Paternal Grandmother shall not be the supervisor for Father's parenting time. Any of Father's parenting time shall be supervised by Mother or an appropriate agency.

11:45 a.m. Matter concludes.

LATER:

UNDER ADVISEMENT RULING

This matter has come before the Court because the case was returned to the Maricopa County Superior Court from the Pinal County Superior Court after finding that the change of venue had been abandoned. When the case was returned to the Maricopa County Superior Court, on the Court's own motion, the Court set a Resolution Management Conference on Petitioner/Mother's Petition to Modify Child Parenting Time or Parenting Time and Child Support filed November 14, 2011.

In the Petition, Mother requested a modification of the current parenting time order. Specifically, Mother requested that Father's parenting time be changed from limited supervised visitation to a parenting time schedule that permitted Father to have unsupervised overnight parenting time. Neither Mother nor Father appeared at the Resolution Management Conference. After reviewing the case history, the Court, having serious concerns for the safety of the minor child, reappointed Holly Judge as the Court Appointed Advisor. Upon receiving the Court Appointed Advisor's Report dated September 17, 2012, the Court set a Return Hearing for the Court to hear evidence.

The Return Hearing was conducted on November 30, 2012 during which the Court heard testimony from Mother, Father, and Court Appointed Advisor, Holly Judge. The Court has now

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considered the testimony and has reviewed the case history, especially the findings and orders set forth in the Minute Entry dated 07/29/2009, and finds and rules as follows,

THE COURT FINDS that Mother was awarded sole custody of the minor child, Alesha Olson (born 06/02/2000), as set forth in the Minute Entry dated 07/29/2009.

THE COURT FURTHER FINDS that Father was granted limited supervised visitations with Alesha, and that Father's visitations were to be exercised "solely in a public place" and supervised by Paternal Grandmother or a third-party.

THE COURT FURTHER FINDS that Paternal Grandmother is no longer living in Arizona and has had no contact with Alesha for a substantial period of time.

THE COURT FURTHER FINDS that Mother has allowed Father to have unsupervised visitation with Alesha and has allowed Father to have unsupervised overnight visitation with Alesha, notwithstanding the Court Order.

THE COURT FURTHER FINDS that the reasons for Father being granted limited supervised visitation with Alesha have not changed since the Minute Entry dated 07/20/2009, and that Father's parenting time with Alesha needs to be supervised to protect Alesha from a significant risk of harm.

IT IS ORDERED that Father's parenting time with Alesha shall be supervised and shall be exercised solely in a public location, such as a restaurant, park, zoo, bowling alley, etc.

IT IS FURTHER ORDERED that Father's parenting time with Alesha shall be supervised by Mother or by a licensed agency as set forth below.

IT IS FURTHER ORDERED that all parenting time, if the parties utilize an agency, shall be supervised through Parenting Skills Program. Father shall pay the costs of the supervised parenting time.

Parenting Skills Program is located at 2131 E. Broadway Road, Suite 15, Tempe, Arizona 85282. (Southwest corner of Broadway Road and the 101 freeway in Tempe)

All appointments are pre-arranged by the Tempe office and must be confirmed by the participating parties. *This is not a drop-in service.* The phone number is **(480) 967-6895 x 202.** Fax number is (480) 967-4986.

For more information visit the website at **www.hrtaz.com**/programs/family court.

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This site also includes initial paperwork which can be downloaded for participating parties. The e-mail address is psp@hrtaz.com.

No services will be provided without the initial paperwork being completed and received from both parties. Although parties will be separated upon arrival, there is no security on premises.

THE COURT FURTHER FINDS that Father needs to submit to a mental health evaluation to determine whether permitting Father to have unsupervised parenting time with Alesha is likely to put Alesha at risk or harm and to determine whether Father has any mental health issues that impact Father's ability to care for Alesha in an unsupervised setting.

THE COURT FURTHER FINDS that the appointment of Dr. Brian Yee to conduct a Limited Scope Assessment to determine whether permitting Father to have unsupervised parenting time with Alesha is likely to put Alesha at risk or harm and to determine whether Father has any mental health issues that impact Father's ability to care for the child in an unsupervised setting is necessary.

THE COURT FURTHER FINDS that Father should be responsible for the charges and costs assessed by Dr. Yee to conduct the Limited Scope Assessment and provide a report to the Court regarding Dr. Yee's findings and conclusions.

IT IS ORDERED that the Court will issue a separate order appointing Dr. Brian Yee to conduct a Limited Family Assessment to determine whether Father has any mental health issues that impact Father's ability to care for the child in an unsupervised setting.

IT IS FURTHER ORDERED setting a Return Hearing on **May 16, 2013 at 11:00 a.m.** (one hour allowed) in this Division.

Hon. Janice Crawford
Maricopa County Superior Court
Central Court Building, Courtroom 703
201 W. Jefferson Ave.
Phoenix AZ

At the Return Hearing, the Court may hear evidence in order to determine that the parties are complying with all Court-orders or to determine whether to schedule a more extended evidentiary hearing. The Court may also enter temporary orders following the Return Hearing.

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IT IS FURTHER ORDERED signing this Minute Entry as a formal written order of the Court pursuant to Rule 81, Arizona Rules of Family Law Procedure.

/s/ Janice K. Crawford

HONORABLE JANICE K. CRAWFORD
JUDICIAL OFFICER OF THE SUPERIOR COURT

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.